

EXHIBIT 255

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF TEXAS
3 SHERMAN DIVISION
4
5 THE STATE OF TEXAS, et al.,
6 Plaintiffs,
7 v. Civil Action No. 4:20-cv-00957-SDJ
8 GOOGLE LLC,
9 Defendant.
10 _____/
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12
13
14 The Zoom Videoconferenced/Video Recorded
15 Deposition of MICHAEL SCHWALBERT,
16 Commencing at 8:33 a.m. CT,
17 Friday, May 10, 2024,
18 Before Stenographer Shorthand Reporter,
19 Lori Ann Baldwin, CSR-5207, RPR, CRR, BA.
20
21 Veritext Job No. CS 6687342
22
23
24
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1 REMOTE APPEARANCES:

2
3 D. SCOTT LUCY

4 Attorney General

5 Missouri Attorney General's Office

6 815 Olive Street, Suite 200

7 St. Louis, Missouri 63101

8 314.340.4753

9 Scott.Lucy@ago.mo.gov

10 Appearng on behalf of Plaintiff.

11
12 ALEX HENTHORN

13 The Lanier Law Firm

14 10940 W. Sam Houston Parkway North, Suite 100

15 Houston, Texas 77064

16 713.659.5200

17 alex.henthorn@thelanierlawfirm.com

18 Appearng on behalf of Plaintiff.

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1 Do you see that?

2 A. Yes.

3 Q. Now, if we turn to the next page underneath where it
4 says, "Plaintiff States seeking civil penalties as
5 parens patriae for injury to the general welfare and
6 economies by unfair or deceptive practices," this
7 applies to Missouri, correct?

8 A. I'm sorry, can you read that back again because
9 there's --

10 O. There's two.

11 A. --- there's two, there's two different ones.

12 Q. Yes. So on page 14, after that first bullet in
13 paragraph, "Plaintiff States seeking civil penalties
14 as parens patriae for," skipping to the end there,
15 "for unfair or deceptive practices."

16 A. Right.

17 Q. Okay. So this, this response applies to Missouri,
18 correct?

19 A. Yes.

20 Q. Now, the alleged harm to Missouri's general welfare
21 and economy, as it states here, is based on publishers
22 and advertisers experiencing decreased revenue, lower
23 quality and higher prices, right?

24 A. Yes.

25 Q. How widespread is this impact in the state?

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1 A. It would be for all, would be for all publishers and
2 advertisers because its conduct on a nationwide scale
3 that affects all of them.

4 Q. And has the state of Missouri, the Attorney General's
5 Office, measured that impact in any way?

6 MR. LUCY: I'm going to object as to work
7 product.

8 So my client can respond to that in a way
9 that would not divulge any protected work product.

10 A. Outside of expert, expert discovery, which is
11 forthcoming, I would not be able to provide a, you
12 know, a defined, defined measure of that, that
13 specific harm either. That would be the subject of
14 expert, the expert discovery.

15 BY MR. ADES:

16 Q. So did you do anything before today to look into
17 whether the harm had been measured?

18 MR. LUCY: I would also object to work
19 product.

20 A. So, there was the multistate investigation in this
21 litigation that was ongoing, and from that
22 information, that's going to be from, you know, that's
23 the use for the, the calculation, but, so yes, we did
24 in the sense that we had the investigation and the
25 litigation.

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1 CERTIFICATE
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3 STATE OF MICHIGAN

4 COUNTY OF OAKLAND

5 LORI ANN BALDWIN, a Notary Public in and
6 for the above county and state, do hereby certify that
7 this remote deposition was taken before me at the time
8 and place hereinbefore set forth; that the witness was
9 by me first duly sworn to testify to the truth; that
10 this is a true, full and correct transcript of my
11 stenographic notes so taken to the best of my skill
12 and ability; and that I am not related, nor of counsel
13 to either party, nor interested in the event of this
14 cause.

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16
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19
20 *Lori Baldwin*

21 Lori Ann Baldwin, CSR-5207, RPR, CRR
22

23 Notary Public
24

Oakland County, Michigan

25 My commission expires: December 21, 2025